

ELECTION/REJECTIONS 37 CFR 1.142(b) and MPEP § 821.03

Previously presented Claim 3 is withdrawn from consideration as being directed to a non-elected invention. Dependent Claim 3 was amended with the limitation that is distinct from the original claim 3.

Applicants respectfully traverse that Claim 3 recites the numerous teachings in the specification of

“The multi-configuration network connection point device of Claim 1 further comprising dedicated interface ports for forwarding power.”

Examples of “dedicated interface ports for forwarding power” can be found in the invention’s Figures 1A and 1B; paragraph beginning on page 18 and finishing on page 19; paragraph entirely on page 22; and first paragraph entirely on page 23. Dependant Claim 3 is like any other dependant claim, and Applicants respectfully submit that Claim 3 is directed to the elected invention and respectfully request consideration.

CLAIM REJECTIONS - 35 U.S.C. § 112

Claim 6 is rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicants regard as the invention.

Claim 6 has been cancelled. The content of Claim 6 has been corrected under 35 U.S.C. § 112, second paragraph, and appended to Claim 1 as an additional limitation. The content of Claim 6 has been corrected under 35 U.S.C. § 112, second paragraph as follows:

“portions said behind said anchoring means”.

Applicants respectfully request that the limitations presented in amended Claim 1 be considered.

CLAIM REJECTIONS - 35 U.S.C. § 102(b)

Claims 1-2, 4-5, and 7-19 are rejected under 35 U.S.C. § 102(b) as being anticipated by Metz et al. (U.S. Patent Number 5,754,539).

The rejection is respectfully traversed for the reasons below. It is respectfully submitted that Claims 1 is patentable over Metz et al.

Currently amended Claim 1 recites:

A multi-configuration network connection point device comprising:
a first connection interface including a primary connection port for communicatively coupling to an upstream network device, said first connection interface coupled to a first surface of said multi-configuration network connection point device;
a second connection interface including a secondary connection port for communicatively coupling to a downstream network device via a wireless technology, wherein said second connection interface is secured in a fixed location while conveniently providing said communicatively coupling to a downstream network device via a wireless technology, said

second connection interface coupled to a second surface of said multi-configuration network connection point device; and
a communication bus for communicatively coupling said first connection interface to said second connection interface; wherein
said multi-configuration network connection point device further comprises an anchoring means for fastening said multi-configuration network connection point device to a stationary member so that portions behind said anchoring means towards said primary connection port are recessed in a cavity of said stationary member.

Amended Claim 1 recites in part,

“said multi-configuration network connection point device further comprises an anchoring means for fastening said multi-configuration network connection point device to a stationary member so that portions behind said anchoring means towards said primary connection port are recessed in a cavity of said stationary member.”

Applicants respectfully submit that Metz et al. does not teach nor suggest that,

“said multi-configuration network connection point device further comprises an **anchoring means** (emphasis added) for fastening said multi-configuration network connection point device to a stationary member so that portions behind said anchoring means towards said primary connection port are recessed in a cavity of said stationary member.”

It is apparent to Applicants that Metz et al. does not teach nor suggest “anchoring means.” Since Applicants traverse that independent Claim 1 is not taught nor suggested in Metz et al., Applicants respectfully present that dependent Claims 2-6 are also traversed by the above rational.

Claim 7 is similar to Claim 1. Original Claim 7 recites:

A multi-configuration network connection point device comprising:
a first connection interface including a primary connection port for communicatively coupling to an upstream network device;
a second connection interface including a secondary connection port for communicatively coupling to a downstream network device via a wireless technology, wherein said second connection interface is adapted to be secured in a fixed location while conveniently providing said communicatively coupling to a downstream network device via a wireless technology;
a means for intelligently concentrating data from a plurality of interface connection ports included in said second connection interface for communication on said primary connection port of said first connection interface; and
a communication bus for communicatively coupling said first connection interface to said second connection interface.

Original Claim 7 recites in part,

“wherein said second connection interface is adapted to be secured in a fixed location”. Applicants respectfully submit that Metz et al. does not teach nor suggest that, “wherein said second connection interface is adapted to be secured in a fixed location”.

Applicants respectfully submit that Metz et al. does not teach nor suggest that,

“wherein said second connection interface is adapted to be **secured in a fixed location** (emphasis added)”. Applicants

respectfully submit that Metz et al. does not teach nor suggest that,
“wherein said second connection interface is adapted to be secured
in a fixed location”.

Since Applicants traverse that independent Claims 7 is not taught nor suggested
in Metz et al., Applicants respectfully present that dependant Claims 8-19 are also
traversed by the above rational.

Conclusion

For the above rationale, Applicants respectfully submit that the present invention as currently amended is not anticipated, taught nor suggested by Metz et al. and therefore is patentable over Metz et al. under 35 U.S.C. § 102(b). As such, Applicants respectfully request that the rejections of Claims 1-2, 4-5, and 7-19 be withdrawn and Claims 1-2, 4-5, and 7-19 be allowed as amended.

Applicants respectfully request that Claims 2-5 and 8-15 be limited as amended for accuracy.

Applicants respectfully request that the rejection of Claim 6 be withdrawn under 35 U.S.C. § 112 through its cancellation and appending to Claim 1.

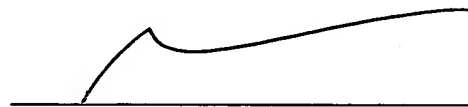
Applicants respectfully request consideration of Claim 3 for the afore rational traversed under ELECTION/REJECTIONS 37 CFR 1.142(b) and MPEP § 821.03 and respectfully request consideration that Claim 3 is within the scope of the elected invention.

Applicant respectfully requests that a timely Notice of Allowance be issued in this case. Should the Examiner have a question regarding the instant response, the Applicants invite the Examiner to contact the Applicants' undersigned representative at the below listed telephone number.

Please charge any additional fees or apply any credits to our PTO deposit account No. 23-0085.

Respectfully submitted,
Wagner, Murabito & Hao LLP

Dated: 9/13/, 2005



John P. Wagner
Registration No. 35,398

WAGNER, MURABITO & HAO LLP
Two North Market Street
Third Floor
San Jose, CA 95113
(408) 938-9060